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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

ASHTON WOODS HOLDINGS, L.L.C.; BEAZER	)	CASE NO. 4:15-cv-01247-HSG
HOMES HOLDINGS CORP.; CALATLANTIC	)	
GROUP, INC.; D.R. HORTON LOS ANGELES	)	Hon. Haywood S. Gilliam, Jr.
HOLDING COMPANY, INC.; HOVNANIAN	)	
ENTERPRISES, INC.; KB HOME; MERITAGE	)	<b>PLAINTIFFS AND PABCO'S</b>
HOMES CORPORATION; M/I HOMES, INC.;	)	<b>STIPULATION OF</b>
PULTE HOME CORPORATION; THE DREES	)	<b>DISMISSAL AND ORDER</b>
COMPANY; TOLL BROTHERS, INC.; TRI POINTE	)	
HOMES, INC.,	)	

Plaintiffs,

vs.

USG CORPORATION; UNITED STATES GYPSUM	)
COMPANY; L&W SUPPLY CORPORATION; NEW	)
NGC, INC.; LAFARGE NORTH AMERICA, INC.;	)
CONTINENTAL BUILDING PRODUCTS, INC.;	)
CERTAINTED GYPSUM, INC.; AMERICAN	)
GYPSUM COMPANY LLC; TIN, INC., d/b/a	)
TEMPLE-INLAND, INC.; PABCO BUILDING	)
PRODUCTS, LLC.,	)

Defendants.

**STIPULATION**

Plaintiffs Ashton Woods Holdings, L.L.C., Beazer Homes Holdings Corp., CalAtlantic Group, Inc., D.R. Horton Los Angeles Holding Company, Inc., Hovnanian Enterprises, Inc., KB Home, Meritage Homes Corporation, M/I Homes, Inc., Pulte Home Corporation, The Drees Company, Toll Brothers, Inc., and TRI Pointe Homes, Inc. (collectively, "Plaintiffs") and Defendant PABCO Building Products, LLC ("PABCO") stipulate as follows:

WHEREAS, on April 12, 2021, Plaintiffs and PABCO signed a binding term sheet setting forth an agreement to settle all matters in controversy between the parties;

NOW, THEREFORE, the Parties hereby stipulate and agree to the following:

- Plaintiffs hereby dismiss all claims against PABCO with prejudice. Fed. R. Civ. P. 41(a). Each shall bear their own costs, expenses, and attorneys' fees.

**IT IS SO STIPULATED**

DATED: April 16, 2021

/s/ Bradley C. Weber

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Respectfully submitted,

/s/ Kevin Y. Teruya

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**ATTESTATION OF KEVIN Y. TERUYA**

This document is being filed through the Electronic Case Filing (ECF) system by attorney Kevin Y. Teruya. By his signature, Mr. Teruya attests that he has obtained concurrence in the filing of this document from each of the attorneys identified on the caption page and in the above signature block.

By /s/ Kevin Y. Teruya  
Kevin Y. Teruya

**CERTIFICATE OF SERVICE**

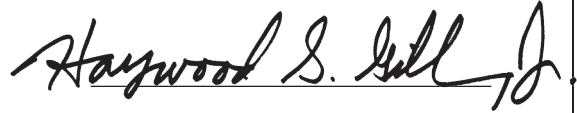
I hereby certify that on this 16th day of April 2021, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System, causing the document to be served on all attorneys of record in this case.

By /s/ Kevin Y. Teruya  
Kevin Y. Teruya

**ORDER**

Pursuant to the parties' stipulation, it is so **ORDERED**. All claims against PABCO Building Products, LLC are **DISMISSED** with prejudice. Each shall bear its own costs, expenses, and attorneys' fees.

Date: 4/19/2021



Hon. Haywood S. Gilliam, Jr.

United States District Judge